



Council Agenda Item 25-0978R

MEETING DATE: 12/15/2025

SUBJECT/TITLE: RESOLUTION AUTHORIZING THE THIRD AMENDMENT TO AGREEMENT C24636 WITH THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES LAKE SUPERIOR COASTAL PROGRAM FOR THE ACQUISITION OF REAL PROPERTY FROM THE PARK HILL CEMETERY ASSOCIATION FOR RECREATION AND PRESERVATION.

SUBMITTED BY: Allison Brooks, Project Coordinator

RECOMMENDATION: Approve.

BOARD/COMMISSION/COMMITTEE RECOMMENDATION: N/A

PREVIOUS COUNCIL ACTION:

22-0888R – Resolution authorizing application to the MN Department of Natural Resources Lake Superior Coastal Grant Program in an amount not to exceed \$100,000 for funds to acquire approximately 83 acres from the Duluth Cemetery Association for recreation and preservation.

23-0707R – Resolution authorizing acceptance of a MN Department of Natural Resources Lake Superior Coastal Grant Program in an amount not to exceed \$100,000 for funds to acquire approximately 68 acres from the Duluth Cemetery Association for recreation and preservation.

23-0816R – Resolution authorizing the purchase of real property from Park Hill Cemetery Association in the Woodland neighborhood for \$664,800. This resolution authorized the purchase of the property with funding through the Lake Superior Coastal Program as well as two additional Conservation Partners Legacy grants accepted as authorized by resolutions 21-0976 and 22-0408.

23-0953R – Resolution authorizing the first amendment to agreement C24636 with the MN Department of Natural Resources Lake Superior Coastal Program for the acquisition of real property from the Park Hill Cemetery Association for recreation and preservation. This resolution authorized a scope change for acquisition of Park Hill property instead of the previous Forest Hill Cemetery property.

24-0436R – Resolution authorizing the execution and recordation of three documents affecting real property recently acquired from Park Hill Cemetery Association in the Morley Heights/Parkview Neighborhood. This resolution authorized deed restrictions on the property as required by the granting entities.

24-0949R – Resolution authorizing the second amendment to agreement C24636 with the MN Department of Natural Resources Lake Superior Coastal Program for the acquisition of real property from the Park Hill Cemetery Association for recreation and preservation. This resolution provided an extension of the expiration date to allow additional time for finalizing grant deliverables.

25-0849R – Resolution of intent to sell or convey certain real property in the Morely Heights/Parkview neighborhood.

25-0850R – Resolution authorizing a purchase agreement with Park Hill Cemetery Association for the conveyance of real property in the Morley Heights/Parkview neighborhood in exchange for replacement land.

BACKGROUND: This resolution authorizes the third amendment to a grant agreement with the MN Department of Natural Resources regarding the acquisition of property from the Park Hill Cemetery Association to allow additional time to complete necessary grant deliverables. A portion of the property purchased in 2023 as authorized by resolution 23-0816R must be returned to the Association and replacement property will be acquired as authorized by resolution 25-0850R. Completion of the land conveyance requires additional time to complete and must be completed per the terms of the grants associated with the purchase of the property. This resolution will provide necessary time to complete the conveyance, recordation of required deed restrictions, and submittal of final materials to successfully close the grant.

BUDGET/FISCAL IMPACT: No new budget/fiscal impacts. Term extension only.

OPTIONS: Authorize the amendment to extend the term of the agreement to June 30, 2026 or decline extension of the agreement and jeopardize reimbursement as the grant deliverables will not be completed before the current expiration date of December 31, 2025.

NECESSARY ACTION: Authorize the grant agreement amendment.

ATTACHMENTS: Exhibit A – First Amendment.